

### **Offeror Questions and Answers**

OPASS 20-18349, eMM# MDM0031045687

“Computer Assisted Telephone Interviewing Data Collection for the Maryland Behavioral Risk Factor Surveillance System (BRFSS)”

**Question 1** - Is this MD BRFSS contract subject to the MD Living Wage Law?

**Answer** – Yes, Living Wage Law does apply to this contract.

**Question 2** - Assuming the MD BRFSS is subject to the Living Wage law there are two labor rate tiers: the 2019 rates are \$14.24/hour (Tier 1) and \$10.70/hour (Tier 2). Our understanding is that to qualify for a Tier 2 contract the offeror must perform 50% or more of the services from a Tier 2 area in Maryland. Otherwise, Tier 1 rates apply since either a) the majority of services take place in a Tier 1 area in Maryland, or b) the majority of services are performed from an out-of-state location and the majority of service recipients are located in a Tier 1 area. Would the Maryland Department of Health please confirm this understanding or clarify any misunderstanding?

**Answer** – Pursuant to RFP Section 4.28 Living Wage Requirement; D

1. The Tier 1 Area includes Montgomery, Prince George’s, Howard, Anne Arundel and Baltimore Counties, and Baltimore City. The Tier 2 Area includes any county in the State not included in the Tier 1 Area. If the Contractor provides more than 50% of the services from an out-of-State location, the State agency determines the wage tier based on where the majority of the service recipients are located.
3. If the Contractor provides 50% or more of the services from a location(s) in a Tier 1 jurisdiction(s) the Contract will be a Tier 1 Contract.
4. If the Contractor provides 50% or more of the services from a location(s) in a Tier 2 jurisdiction(s), the Contract will be a Tier 2 Contract.